

## IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

## SUPPLEMENTAL INFORMATION DISCLOSURE STATEMENT

In re Application of: DesMarteau et al.  
Serial No.: 09/832,174  
Filed: April 10, 2001  
Confirmation No.: 8803  
Title: Zwitterionic Iodonium Compounds

Attorney Docket No.: CXU-328  
Date: October 29, 2001  
Art Unit: 1752  
Our Account No.: 22827

Commissioner for Patents  
U.S. Patent and Trademark Office  
Washington, D.C. 20231

Sir:

The following is an Information Disclosure Statement for the captioned patent application, pursuant to 37 CFR Sections 1.56, 1.97, and 1.98.

1.[X] Attached hereto is:

- a.[X] A list of materials for consideration per Rule 98(a)(1): 1 page(s)
- b.[X] A legible copy of each patent, publication, or other item listed per Rule 98(1)(2), unless not required per Rule 98(c) and/or (d) and as indicated on the attached list(s):  
2 item(s)
- c.[ ] For each non-English language item listed, pursuant to Rule 98(a)(3), a concise explanation of the relevance thereof as it is presently understood by the individual designated in Rule 56(c) most knowledgeable about the content of such items: \_\_\_\_\_
- [ ] Such explanation is provided in the Search Report from a corresponding application enclosed herewith along with any enclosed translation into English.

2.[ ] This Information Disclosure Statement is being filed [CHECK ONE]:

- a.[X] WITHIN THREE MONTHS of the application filing date or national stage date of entry OR BEFORE the mailing date of a first Office Action on the merits, which ever event occurs last, WHEREFORE per Rule 97(b) NO filing fee or Rule 97(e) certification is required.
- b.[ ] AFTER the time periods of section 2.a above, but BEFORE a Final Action, Notice of Allowance OR an action that otherwise closes prosecution, WHEREFORE PER Rule 97(c) submitted herewith is [CHECK ONE]:
- i.[ ] Certification per Rule 97(e); OR
- ii.[ ] Filing Fee per Rule 17(p) .....\$180.00
- c.[ ] AFTER a Final Action OR Notice of Allowance, but BEFORE payment of the issue fee, WHEREFORE per Rule 97(d) submitted herewith is:
- i. Certification per Rule 97(e); AND
- ii. Filing fee per Rule 17(p) .....\$180.00

3.[ ] Rule 97(e) Certification; per Rule 97(e), the undersigned certifying party make the following certification statement [CHECK ONE]:

- a.[ ] That each item of information contained in this Information Disclosure Statement was cited in a communication from a foreign patent office in a counterpart foreign application not more than three months prior to the filing of this statement; OR
- b.[ ] That no item of information contained in this Information Disclosure Statement was first cited in a foreign patent office in a counterpart foreign application and to the knowledge of the undersigned after making a reasonable inquiry, was known to any individual designated in Rule 56(c) more than three months prior to the filing of this statement.

CERTIFYING PARTY (if different from bottom signature; omission here indicates that certification is being made by signer per signature below).

Name: \_\_\_\_\_ Signature: \_\_\_\_\_  
Address: \_\_\_\_\_ Date: \_\_\_\_\_

4.[x] DEPOSIT ACCOUNT AUTHORIZATION: The Commissioner is hereby authorized to charge any fee specifically authorized hereafter, or any fees in addition to the fee(s) filed, or asserted to be filed, or which should have been filed herewith or concerning any paper filed hereafter, and which may be required under Rules 16-18 (deficiency only) now or hereafter relative to this application and the resulting official document under Rule 20, or credit any overpayment, to our Account No. shown in the heading hereof for which purpose a duplicate copy of this sheet is attached. This statement does not authorize charge of the issue fee in this case.

5.[X] CERTIFICATE OF MAILING: This Information Disclosure Statement is being filed pursuant to [CHECK AND COMPLETE ONE]:

a.[X] First Class Mail Certificate of Mailing under Rule 8:

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b.[ ] "Express Mail" Certificate under Rule 10:

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I hereby certify that this paper and all attachments and any fee are being deposited with the U.S. Postal Service "Express Mail Post Office to Addressee" service under 37 CFR 1.10 on the date indicated above and is addressed to the Commissioner for Patent, U.S. Patent and Trademark Office, Washington, D.C. 20231.

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Date: October 26, 2001



1752

PATENT

ATTORNEY DOCKET NO.: CXU-328

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

#5

In re Application of: DesMarteau et al

Group Art Unit: 1752

Serial No.: 09/832,174

Examiner: Not known

Filed: April 10, 2001

Our Cust. No.: 22827

Title: Zwitterionic Iodonium Compounds

Commissioner of Patent and Trademarks  
Washington, D.C. 20231RECEIVED  
JAN 9 2002  
TC 1700**TRANSMITTAL LETTER FOR SUPPLEMENTAL  
INFORMATION DISCLOSURE STATEMENT**

Dear Sir:

The Applicants' request that the Examiner in this matter review the following two references which are disclosed by way of this information disclosure statement, that is, U.S. Patent No. 6,288,187 B1 (the '187 patent) and 6,168,913 B1 (the '913 patent).

The Examiners attention is drawn to the following references in the '913 patent:

- (1) the structures at column 8, lines 10-25;
- (2) the structures at column 7, lines 45-65;
- (3) the structures at column 11, lines 25-40; and
- (4) the structures shown at column 12, lines 25-35.

With regard to the '187 patent, attention is drawn to Example 9, at column 18, lines 40-60.

Pursuant to 37 C.F.R. 1.56 and in accordance with 37 C.F.R. 1.97 et seq.,

Applicant(s), through and by his or her attorneys, hereby wishes to direct the Examiner's attention to the documents presented herewith for the Examiner's review and convenience.

By inclusion of any given document in this Information Disclosure Statement, Applicant in no way admits that such document is effective as prior art against the above-identified applicant under either 35 U.S.C. 102 or 35 U.S.C. 103.

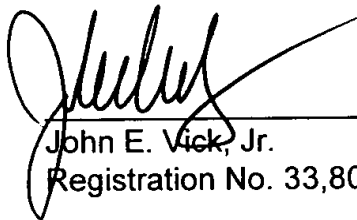
Additionally, submission of any document is not to be taken as an admission of the materiality of the document to the prosecution of the present application.

The Examiner is requested to review each cited document and personally determine its prior art status.

Applicant recommends that the Examiner conduct an independent search for any and all available material prior art and independently review the results of such search and the documents cited within this Statement.

Respectfully requested,

DORITY & MANNING, P.A.



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October 29, 2001  
Date